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MAY 02 2006

Docket No.: 0290-0180P
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Stephan HELLABY et al.

Application No.: 10/030,966

Confirmation No.: 2811

Filed: June 20, 2002

Art Unit: 1761

For: LIQUID FOOD SUSPENSION

Examiner: D. E. BECKER

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On 20 April 2006, the PTO issued a communication in which Applicants' 13 April 2006 Amendment was considered "non-compliant". The alleged non-compliance was stated as "in claims [sic] amended claims 1 and 27 where brackets are being used for deletions, double brackets should be used".

There are no brackets being used for deletions in claim 1 or in claim 27. The brackets used in those claims are not intended to indicate deletions. Instead, the brackets in claims 1 and 27 are parts of scientific notations, in such phrases as "whereby the d[0.5] value is less than 100 micrometres".

Birch, Stewart, Kolasch & Birch, LLP

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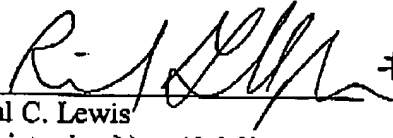
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Withdrawal of the holding of non-compliance, and full consideration on the merits of Applicants' 13 April 2006 Amendment is manifestly in order and is earnestly solicited.

If the Examiner has any questions concerning this application, he is respectfully requested to contact Richard Gallagher (Reg. No. 28,781) at (703) 205-8008.

Dated: May 2, 2006

Respectfully submitted,

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